Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : According to the executive authority vested in the department, we have got full power to give warnings.

Mr. T. V. Subramania Ayyar (*Nemmara*) : Is there any specific provision in law to give such warnings ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : There is nothing unlawful in warning a person.

Mr. V. K. Krishnankutty (*Ezhuvas-Trichur*) : Warning is nothing serious, I suppose?

Rao Bahadur M. Narayana Menon (*Commissioner of Police.*) : If the man takes it seriously, then it is serious.

Mr. President : If it is not taken seriously, consequences will follow.

Mr. K. R. Viswambharan (*Ezhuvas-Talappalli*): Was this warning taken seriously ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : Yes. There has been no trouble with him since.

GEORGE CHADAYAMURI—ARREST AND DETENTION OF— PARTICULARS REGARDING.

179. Mr. M. K. Devassy (*Adur*): Will the Government be pleased to state:—

(*a*) the date and time when George Chadayamuri was arrested;

(*b*) the offence for which he was arrested;

(*c*) the date or dates on which the offence is alleged to have been committed;

(*d*) whether it is a fact that he was arrested with a shirt on his body;

(*e*) whether it is a fact that he was not permitted to wear a shirt when he was taken to the District Magistrate's Court from the Police Station?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*):

(*a*) On 7th Thulam 1114, at 2-15 p. m.

(*b*) Under the preventive sections of the Criminal Procedure Code on a warrant from the District Magistrate.

(*c*) The question does not arise in view of the answer to question (*b*).

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(*d*) Yes.

(*e*) No.

V. J. Mathai (*Planters*) : May I know what was intended to be prevented ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : Breach of the peace.

Mr. V. J. Mathai (*Planters*) : May I know the exact line of procedure adopted in this case ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : He was arrested and produced in a court of law and bound over.

Mr. T. V. Subramania Ayyar (*Nemmara*): May I know, Sir, the information which the police got before arresting the person for the offence on which he was charged?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): It is confidential.

Mr. T. V. Subramania Ayyar (*Nemmara*) : Is it from the public or from the subordinate police officers ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : From the public.

Mr. T. V. Subramania Ayyar (*Nemmara*) : Was there any written complaint ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : It is not necessary that there should be written complaints.

Mr. T. V. Subramania Ayyar (*Nemmara*) : Just for information, let me know whether there was any written complaint in this case?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : I want notice.

180. Mr. M. K. Devassy (*Adur*): Will the Government be pleased to state:—

(*a*) the offence for which Cheriyan Manjooran was arrested last time;

(*b*) the offence for which Manapattil Kunju Mahomed Haji was arrested last;

(*c*) whether Cheriyan and Kunju Mahomed Haji were not allowed to wear shirt when in remand; and

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(*d*) whether there is any particular reason why the same privilege mentioned in cl. (*c*) was not extended to George Chadayamuri?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*):

(*a*) For Proceedings under section 93 Criminal Procedure Code.

(*b*) For sedition.

(*c*) Yes.

(*d*) George Chadayamuri had no shirt on when he was produced in the Trichur Sub-Jail. When on 13th Thulam 1114 he submitted a petition praying to permit him to wear shirt, the same was allowed. Kunju Mahomed Haji and Cheriyan Manjooran were also allowed the concession at their own request.

Mr. M. K. Devassy (*Adur*): With regard to (*d*) may I know where the shirt disappeared between the arrest and production before Court?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): When a man is arrested his person is searched and all the articles found on his person except the necessary wearing apparel are removed.

Mr. M. K. Devassy (*Adur*): What is the necessity of removing his shirt also?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): He did not ask the police not to remove his shirt. He did not express his desire to allow him to wear his shirt.

Mr. M. K. Devassy (*Adur*): May I know whether he was handcuffed?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): I want notice.

Mr. M. K. Devassy (*Adur*): May I know, Sir, whether he was handcuffed while he was taken to the court?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): I want notice.

Mr. V. J. Mathai (*Planters*): Does the Police Department make a distinction between a mundu and a shirt?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): Mundu is a mundu and shirt is a shirt.

Mr. V. J. Mathai (*Planters*): Does the hon'ble member for Police know that a shirt is also a part of the ordinary dress of persons?

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Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : For some it is necessary, but there are also others who don't wear it.

Mr. A. V. Moothedan (*Chalakkudi*) : May I know, Sir, to which class Mr. Chadayamuri belongs ? (*Laughter*).

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : I have seen him with a shirt.

Mr. V. K. Krishnankutty (*Ezhuvas-Trichur*): May I know whether Mr. Chadayamuri wanted to wear a shirt ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : Wearing a shirt is a concession.

Mr. M. K. Devassy (*Adur*) : May I know whether he was taken with a shirt on ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : Without a shirt on he was taken.

Mr. C. R. Iyyunni (*Trichur-South*): May I know whether the Commissioner of Police has enquired whether he was ill-treated ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : I personally made enquiries. Nothing was done wilfully to disgrace him.

Mr. M. K. Devassy (*Adur*) : May I know whether the Government will hereafter at least see that such kind of treatment is not meted out?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : There was no treatment meted out.

Mr. T. V. Subramania Ayyar (*Nemmara*) : Will the Government be pleased to inform the House whether it is a fact that he was handcuffed and taken along the streets ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : I heard that he was handcuffed.

Mr. T. V. Subramania Ayyar (*Nemmara*): Did the hon'ble member make enquiries after hearing this ?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*) : Even if he was handcuffed there was absolutely nothing wrong.

Mr. M. K. Devassy (*Adur*) : May I know why a differential treatment was meted out in the case of Mr. Chadayamuri ? Mr. Cheriyan Manjooran and Mr. Kunhumuhamad

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Haji were allowed the concessions, for similar and even more grave offences.

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): They requested that they may be permitted to wear a shirt, and they were allowed. He did not make a request. Nobody did anything to insult the man.

Mr. C. R. Iyyunni (*Trichur-South*): Suppose a prisoner makes a request to the Police that he may not be handcuffed? Would that be allowed as a concession?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): Handcuffing is left to the Police.

Mr. C. R. Iyyunni (*Trichur-South*): May I know what are the reasons which prompt the Police to handcuff a person?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): It all depends upon the circumstances, where the man is dangerous, or is a lunatic or when there may be other persons gathered around him hooting or howling, etc.

Mr. T. V. Subramania Ayyar (*Nemmara*): If thousands of people come to the rescue will handcuffing the prisoner help the Police?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): Yes, certainly, he will not run away.

Mr. T. V. Subramania Ayyar (*Nemmara*): May I know Sir, whether the Police of our State cannot have control of a man like Chadayamuri?

Rao Bahadur M. Narayana Menon (*Commissioner of Police*): It is for having control of a person that he is handcuffed.

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